

04/16/01  
1054 U.S. PTO

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PTO/SB/05 (03-01)  
Approved for use through 10/31/2002 OMB 0651-0032

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## UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 57443-010003

First Inventor Randy James

Title Apparatus and Method for an...

Express Mail Label No. EL742237775US

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages 23]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets 1 ]
5. Oath or Declaration [ Total Pages 6 ]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  paper
  - c.  Statements verifying identity of above copies

### ACCOMPANYING APPLICATION PARTS

9.  Assignment Papers (cover sheet & document(s))
10.  37 CFR 3.73(b) Statement  Power of (when there is an assignee)  Attorney
11.  English Translation Document (if applicable)
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15.  Certified Copy of Priority Document(s) (if foreign priority is claimed)
16.  Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17.  Other: Cert...of Express Mail

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation-in-part (CIP)

of prior application No. 09/063,279

Prior application information:

Examiner Ferguson, K.

Group Art Unit: 2746

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

### 19. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label				or <input checked="" type="checkbox"/> Correspondence address below
Name	Joseph H. Paquin, Jr.			
Address	McDermott, Will & Emery 227 West Monroe			
	City	Chicago	State	Illinois
Country	US	Telephone	312-372-2000	Fax
Name (Print/Type)	Joseph H. Paquin, Jr.	Registration No. (Attorney/Agent)	31,647	
Signature				Date 04/16/2001

# FEE TRANSMITTAL

Note: Effective November 10, 1998  
Patent fees are subject to annual revision

**TOTAL AMOUNT OF PAYMENT** **\$710.00**

Complete if Known

Appn. Number	unassigned
Filing Date	April 16, 2001
First Named Inventor	Randy James
Title	Apparatus and Method for An Enhanced PCS...
Group Art Unit	2746
Examiner Name	K. Ferguson
Attorney Docket Number	57443-010003

## METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account **13-0206**

Deposit Account Name **McDermott, Will & Emery**

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2.  Payment Enclosed:

Check  Money Order  Other Order

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee paid
105	130	205	65	Surcharge – late filing fee or oath	
127	50	227	25	Surcharge – late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive – unavoidable	
141	1,240	241	620	Petition to revive – unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design Issue fee	
144	600	244	300	Plant Issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (specify)				3 soft copies @ 3.00 each	
Other fee (specify)				3.5 Year Maintenance Fee	
Reduced by Basic Filing Fee Paid				<b>SUBTOTAL (3)</b>	

Reduced by Basic Filing Fee Paid **SUBTOTAL (3)**

## SUBMITTED BY

Typed or Printed Name **Joseph H. Paquin, Jr.**

Complete (if applicable)

Signature

Date

April 16, 2001

Reg. Number **31,647**

Deposit Account **13-0206**

In re Appln. of James et al.

"Apparatus and Method for an Enhanced PCS Communication System"

Continuation of App. No. 09/063,279

Docket No. 57443-010003

J1046 U.S. PRO  
09/835467



**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

"Express Mail" mailing label number EL742237775US

Date of Deposit: April 16, 2001

I hereby certify that the following documents:

1. Certificate of Express Mailing (1 pp.);
2. Fee Transmittal (1 pp. - in dup.);
3. Utility Patent Application Transmittal (1 pp.);
4. Copy of original Specification (description, claims and abstract - 23 pp.);
5. Informal Drawing (1 pp.);
6. Copy of Prior Combined Declaration and Power of Attorney (6 pp.);
7. Preliminary Amendment with Attachment A (4 pp.); and
8. Return Postcard.

are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" Service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Box New Patent Application, Washington, D.C. 20231.

Ann M. Galicia

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)